

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE**

In re:

TRUE VALUE COMPANY, LLC, *et al.*,

Debtors.<sup>1</sup>

Chapter 11

Case No. 24-12337 (KBO)

(Jointly Administered)

Ref Docket No. 822

Hearing Date: 02/11/2025 at 10:30 a.m. EST

**NEW MEDIA RETAILER’S SUPPLEMENT TO OBJECTION  
TO SECOND SUPPLEMENTAL NOTICE OF PROPOSED  
ASSUMPTION AND ASSIGNMENT OF CERTAIN EXECUTORY CONTRACTS**

New Media Retailer, by and through undersigned counsel, hereby files this Supplemental Objection (the “Objection”) to the *Second Supplemental Notice of Proposed Assumption and Assignment of Certain Executory Contracts* (ECF No. 822) (the “Supplemental Cure Notice”), and in support thereof states as follows:

1. On December 13, 2024, New Media Retailer filed an objection (Docket No. 704) to the Debtor’s *Notice of Proposed Assumption and Assignment of Certain Executory Contracts* (Docket No. 339).

2. Shortly thereafter, the Debtors’ counsel advised that they believe the contract between the Debtor and New Media Retailer was not executory and therefore it would be removed from the list of contracts because it was not being assumed and assigned.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of their respective tax identification numbers, are as follows: True Value Company, L.L.C. (9896); TV Holdco II, L.L.C. (2272); TV TSLC, L.L.C. (7025); TV GPMC, L.L.C. (8136); True Value Retail, L.L.C. (7946); TrueValue.com Company, L.L.C. (6386); True Value Virginia, L.L.C. (9197); Distributors Hardware, L.L.C. (8106). The address of the Debtors’ corporate headquarters is 8600 W. Bryn Mawr Avenue, Chicago, IL 60631.

3. On January 24, 2025, the Debtors filed the *Second Supplemental Notice of Proposed Assumption and Assignment of Certain Executory Contracts* (the “Supplemental Cure Notice”), which included New Media Retailer. (Docket No. 822).

4. On February 3, 2025, the Debtors’ counsel advised that New Media Retailer was mistakenly included in the Supplemental Cure Notice and reconfirmed their position that the contract with New Media Retailer was not executory and was not being assumed and assigned.

5. New Media Retailer reserves all rights with respect to the Debtors and other parties, including the right to seek relief from this Court (i) to compel assumption or rejection of New Media Retailer’s contracts, (ii) to seek allowance and payment of its pre-petition or post-petition administrative expenses, or (iii) to seek recovery of the amounts it is owed under the assumed contract from the buyer, Do It Best Corp. Nothing herein shall be considered a waiver or release of any rights, claims or defenses that New Media Retailer has against anyone, including but not limited to the Debtors.

Date: February 4, 2024

**STINSON LLP**

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on February 4, 2024, a true and correct copy of the foregoing *New Media Retailer's Supplement to Objection to Second Supplemental Notice of Proposed Assumption and Assignment of Certain Executory Contracts* was duly served via the Court's Electronic Case Filing system on all parties registered to receive electronic notices in these cases, and via mail and email on the following parties:

Skadden, Arps, Slate, Meagher & Flom LLP 320 South Canal St., Chicago, IL 60606 Attn: Ron Meisler and Jennifer Madden ron.meisler@skadden.com jennifer.madden@skadden.com	Taft Stettinius & Hollister LLP One Indiana Square, Suite 3500 Indianapolis, IN 46204 Attn: Zachary E. Klutz and W. Timothy Miller zklutz@taftlaw.com miller@taftlaw.com
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Date: February 4, 2024

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